

STATE OF TEXAS

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COUNTY OF HARRIS

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RE: Skimmer box formation tool

My name is Shawn O'Hearn. I am over 18 years of age and am capable of making this affidavit and the statements herein are within my personal knowledge. I am not related to William Wolgast or James Ellinwood. I have been in the business of pool and spa construction for more than 14 years. My current employer is BlueBonnet Custom Pools at address of 23320 Hegar Rd, Hockley, TX 77447.

In January, 2006 William Wolgast demonstrated the skimmer box forming tool he had helped to invent. I was amazed at how quickly and easily a skimmer box for an in-ground pool could be formed with this tool. Today, skimmer boxes are formed by workers manually digging from atop the pool at ground level. I have found that the manually digging of the skimmer box is time consuming and costly. The skimmer box is formed after the hole has been formed so it is often toward the end of a long work day. In addition, digging the skimmer box is one of the most dangerous tasks for the workers because of its location near the hole for the pool and the difficulty of digging to a depth needed and smoothing the walls. However, no other way to construct the skimmer box existed until this tool was created.

I am convinced this invention will eliminate the need for workers to manually dig and smooth the walls of the skimmer box. I definitely would be interested in purchasing one of these tools.

This statement is true and correct to the best of my knowledge.

SIGNED July 27, 2006



Shawn O'Hearn

Being duly sworn before me appeared Shawn O'Hearn and made this statement on July 27 2006.

(Seal)

IN AND FOR THE STATE OF TEXAS

